GP 1642, #5/FXR PATENT 10/20/99

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October 13,1999

OCT 1 8 1999

Date

John T. Offiver

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants

Martin A. Cheever and Mary L. Disis

Application No.

09/167,516

Filed

October 6, 1998

For

COMPOUNDS FOR ELICITING OR ENHANCING

IMMUNE REACTIVITY TO HER-2/neu PROTEIN

FOR PREVENTION OR TREATMENT OF

MALIGNANCIES IN WHICH THE HER-2/neu

ONCOGENE IS ASSOCIATED

Art Unit

1642

Docket No.

920010.448C8

Date

October 13, 1999

ECH CENTER 1800/290

Assistant Commissioner for Patents Washington, DC 20231

INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner:

In accordance with 37 C.F.R. §§ 1.56 and 1.97 through 1.98, Applicants wish to make known to the Patent and Trademark Office the 68 references set forth on the attached Forms PTO-1449. This application is a continuation and relies, under 35 U.S.C. § 120, the earlier filing date of prior USAN 08/625,101 on April 1, 1996, now issued as United States Letters Patent No. 5,869,445; which is a continuation-in-part of USAN 08/414,417, filed March 31, 1995, now issued as United States Letters Patent No. 5,801,005; which is a continuation-in-part of USAN 08/106,112, filed August 12, 1993, now abandoned; which is a continuation-in-part of USAN 08/033,644, filed March 17, 1993, now abandoned. The references listed on the attached Forms PTO-1449 were submitted to and/or cited by the Patent and Trademark Office in these prior applications and, therefore, are not required to be provided in this application. If the Examiner wishes, copies will be provided upon request. Although the aforesaid references are made known to the Patent and Trademark Office in compliance with Applicants' duty to disclose all information they are aware of which is believed relevant to the examination of the above-identified application, Applicants believe that their invention is patentable.

Please acknowledge receipt of this Information Disclosure Statement and kindly make the cited references of record in the above-identified application.

> Respectfully submitted, SEED and BERRY LLP

> Richard G. Sharkey Registration No. 32,629

RGS:jto

Enclosures: Postcard

Forms PTO-1449 (7 Sheets)

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